



IOWA DEPARTMENT OF NATURAL RESOURCES

July 31, 2008

For immediate release

- 1. Environmental Protection Commission to meet August 19**
- 2. Open burning violations cause asbestos concerns**
- 3. DNR director continues public forum schedule in Oskaloosa**
- 4. DNR enforcement actions**

ENVIRONMENTAL PROTECTION COMMISSION TO MEET AUGUST 19

MEDIA CONTACT: Jerah Gallinger at (515) 313-8909

DES MOINES- The Environmental Protection Commission will discuss proposed changes to wastewater rules at its monthly meeting Aug. 19, rescheduled from Aug. 12.

At the meeting, the DNR will present a proposal to improve and update current wastewater regulations. The proposed amendments will update the wastewater rules to meet federal requirements, reflect changes in technology and water quality standards, and include language from DNR policy.

The Board of Supervisors in Floyd County has also requested a hearing regarding a draft construction permit issued by the DNR to Knapp Finishers to build a swine confinement in Cedar East Township. According to the county board, residents already believe the area has too many confinements, and that adding this one will negatively impact odor, county roads and water quality. The hearing will begin at 1 p.m.

The meeting will start at 10:00 a.m. at the Air Quality Building located at 7900 Hickman Rd in Urbandale. The meeting is open to the public, with public comments starting at 10:30 a.m.

The complete agenda for the EPC meeting is as follows:

- Agenda topics
- Approval of Agenda
- Approval of Minutes
- Director's Remarks
- Budget Overview
- Budget Request for FY 2010
- State of Iowa Public Drinking Water Program 2007 Annual Compliance Report
- Contract – University of Iowa Hygienic Laboratory – 2008 Ambient Biological Monitoring and Laboratory Services
- Contract – University of Iowa Hygienic Laboratory – DNR Staff Support
- Contract – Iowa State University – Nonwadeable Stream Assessment
- Contract – University of Iowa Hygienic Laboratory – 2008 EPA Section 319 Monitoring and Laboratory Services
- Contract – Genova Technologies – New Animal Feeding Operation (AFO) Database
- Adopted and Filed Emergency – Chapter 50 – Water Use & Allocation Permit Fees - Scope of Division—Definitions—Forms—Rules of Practice
- Final Rule – Chapters 20, 21, 22, 23 25, and 33 – Air Quality Program Rules – Updates, Revisions and Additions
- NOIA – Chapters 60, 62, 63, and 64 – Wastewater Rules
- Proposed Rule – Chapter 69 – Onsite Wastewater Treatment and Disposal Systems
- Proposed Rule – Chapter 101 – Solid Waste Comprehensive Planning Requirements
- Proposed Rule – Chapter 119 – Waste Oil
- Proposed Rule – Chapters 22 and 23 – Air Quality Program Rules – Adoption of new and amended federal air quality standards and revisions to air construction permit requirements
- Proposed Rule – Chapter 22 – Controlling Pollution, Title V Fee Cap
- Monthly Reports
- General Discussion
- Items for Next Month's Meeting
 - September 9 - Eldora
 - October 14 – Urbandale

Look for more information about the agenda items on the DNR Web site under Commissions and Boards at www.iowadnr.gov.

The members of the commission are Henry Marquard, chair, Muscatine; Charlotte Hubbell, vice chair, Des Moines; Suzanne Morrow, secretary, Storm Lake; David Petty, Eldora; Ralph Klemme, LeMars; Susan Heathcote, Des Moines; Paul Johnson, Decorah and Marty Stimson, Cedar Rapids. The director of the DNR is Richard Leopold.

Writer: Cassy Lalan

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OPEN BURNING VIOLATIONS CAUSE ASBESTOS CONCERNS

MEDIA CONTACT: Dan Stipe, DNR Atlantic field office supervisor, at (712) 243-1934 or dan.stipe@dnr.iowa.gov

DES MOINES- Open burning complaints to the DNR are on the increase this summer, prompting concerns that some materials being incinerated may contain asbestos.

“We’ve seen a number of burning violations this summer,” said Dan Stipe, supervisor of the DNR’s Atlantic field office. “Many people don’t consider the fact that what they burn, especially buildings, might contain asbestos. The thing is, if you don’t test your building, you can’t know.”

When asbestos is burned, particles of the carcinogen enter the air and can affect public health. More than 10,000 Americans die from asbestos related illnesses each year.

The DNR recently investigated an incident regarding open burning of a building at Troy Elevator Inc. in Blakesburg, Iowa. After receiving an anonymous tip, DNR staff discovered that the grain and fertilizer business had illegally burned a building. Eric Wuthrich, Troy Elevator facility manager, indicated that he was unaware of the rules regarding demolition of structures, asbestos and open burning.

The DNR requires that citizens and businesses notify the DNR and test for asbestos before burning buildings. To protect Iowans, there are only a few instances in which buildings can be burned. Under certain conditions, controlled burns of demolished buildings, bona fide training fires and the burning of some agricultural structures such as storage cribs and barns, is allowed.

“Many people think that asbestos is no longer a problem because it was banned,” said Marion Burnside, DNR air quality specialist.” “What they don’t know is that the ban was overturned in a court decision and we currently use asbestos in 3,000 materials.”

Many materials contain asbestos, including asphalt shingles, roofing felt, slate or cement board, pipe insulation, ceiling tile, floor tile, linoleum, sheet rock, plaster and insulation. It's important that materials containing asbestos are disposed properly.

For more information on the harmful effects of open burning and asbestos and for details regarding their regulation, visit www.iowadnr.gov/air/prof/asbestos/asbestos.html or contact a local DNR field office.

Writer: Cassy Lalan

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DNR DIRECTOR CONTINUES PUBLIC FORUM SCHEDULE IN OSKALOOSA

MEDIA CONTACT: Tammie Krausman, DNR, at (515) 402-8763 or Tammie.Krausman@dnr.iowa.gov.

DES MOINES – Richard Leopold, director of the Iowa Department of Natural Resources, is holding public forums around Iowa through September, with the next session at the Lake Keomah State Park Lodge near Oskaloosa on Thursday, August 7.

“I’m looking forward to sharing some of the important initiatives underway within the department, but more importantly, I really want to hear from Iowa’s citizens. One thing I am particularly proud of is the rapport that the DNR has with the public. This is a relationship we value highly within the DNR,” said Leopold.

The public forum begins at 6 p.m. with Director Leopold outlining the department’s top 10 priorities, work being done to develop environmental indicators for the state, providing an update on sustainable funding for natural resources and discussion of local issues. Another hour-and-a-half will be devoted to answering questions from the public.

Leopold has already held forums at Gull Point, Walnut Woods and Pine Lake state parks.

The other public forums scheduled for Director Leopold are as follows. All meetings will take place at 6 p.m.

Thursday, August 21
Lake Wapello State Park Lodge
Drakesville

Wednesday, August 27
Backbone State Park beach Lodge
Dundee

Thursday, September 4
Viking Lake State Park
Stanton

For more information, contact Tammie Krausman at (515) 402-8763.

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DNR ENFORCEMENT ACTIONS

MEDIA CONTACT: Marla Gallardo at (515) 281-8678.

DES MOINES — The DNR has taken the following enforcement actions. The following are only briefs; please contact Marla Gallardo of the DNR for more information at (515) 281-8678. The orders were taken in July 2008 unless otherwise noted.

Enforcement actions, including copies of the original orders and contact information, are available on the DNR's Web site at www.iowadnr.gov/legal/eactions.html. The Web listing offers orders first taken in 2007 or 2008 (amendments to orders issued prior to 2007 are not listed).

Consent Orders

A consent order is issued as an alternative to issuing an administrative order. A consent order indicates that the DNR has voluntarily entered into a legally enforceable agreement with the other party.

Hardin County

- John Wibholm, of Alden, agreed in a consent order to become a certified manure applicator prior to land-applying manure and pay a \$6,000 penalty. The consent order is in regard to a manure discharge near the Iowa River in Hardin County.

Johnson County

- The City of Oxford agreed in a consent order to pay a \$7,500 penalty. The consent order is in regard to violations of the city's public water supply permit and related DNR regulations.

Lee County

- Gregory Manufacturing Company, of Fort Madison, agreed in a consent order to comply with all construction permit and Title V permit recordkeeping requirements, submit a plan of action to the DNR detailing steps the company will take to stay in compliance in the future, and pay a \$2,500 penalty. The order is in regard to air quality violations at a Fort Madison facility.

Lyon County

- Hillside Ag Inc., of George, agreed in a consent order to operate and maintain animal feeding operation structures in compliance with DNR regulations and pay a \$3,000 penalty. The consent order is in regard to a prohibited manure discharge and failure to contain manure from a confinement feeding operation.

Polk County

- Martin Marietta Materials, Inc., of Des Moines, agreed in a consent order to comply with all air quality construction permit requirements in the future and pay a \$6,500 penalty. The consent order is in regard to construction permit violations occurring at Martin Marietta sites in Iowa.

Pottawattamie County

- D&D Construction Services, Inc., of Council Bluffs, agreed in a consent order to comply with asbestos and solid waste regulations in the future and pay a \$3,100 penalty. The consent order is in regard to solid waste disposal violations at a property site in Council Bluffs.
- Frank Sollazzo, of Council Bluffs, agreed in a consent order to file an affidavit with the Pottawattamie County Recorder indicating the burial of solid waste on his property, secure his property by installing a locked fence, comply with all solid waste disposal regulations in the future, and pay a \$3,500 penalty. The consent order is in regard to solid waste disposal violations.
- MidAmerican Energy Company, of Council Bluffs, agreed in a consent order to comply with air quality construction permit requirements in the future and paid a \$2,950 penalty. The order was in regard to a construction permit violation that occurred at the MidAmerican Walter Scott Jr. Energy Center in Council Bluffs.

Worth County

- Wallace Bustad and Wallace Bustad Crane Service, Inc., of Austin, Minn., agreed in a consent order to comply with all asbestos regulations for future renovations and demolitions, and pay a \$3000 penalty. The consent order is in regard to a demolition project at DeBruce Grain in Joice, Iowa.

Writer: Elise Taylor